



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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November 22, 1994

Mr. Develon Wurth  
843 South Main  
Heber City, Utah 84032

Re: Notice of Intention to Commence Small Mining Activities, Rock Products Project, S/043/017, Summit County, Utah

Dear Mr. Wurth:

Thank you for your Notice of Intention (NOI), received by the Division November 4, 1994, concerning your proposed small mining program located in Sections 20 and 21, T1S, R5E, SLBM, Summit County, Utah. The notice does not satisfy the requirements of Rule R647-3 of the Utah Mined Land Reclamation Act of 1975, Title 40-8, et seq., Utah Code Annotated.

The following information is still required:

**Rule R647-3-110 - Variance Request**

This section of the NOI was not addressed. As discussed with you on site on October 27, 1994, the Division cannot grant variances to reclamation performance standards without a formal request. The request must give a brief justification as to why the variance should be granted. Since this is a pre-existing site where no topsoil was salvaged, topsoil stockpiling and respreading variances would probably be warranted for currently disturbed areas. The 70% revegetation standard would also be a likely candidate for a variance request (an alternative revegetation standard e.g., 40-50% of pre-mining vegetation cover or an applicable, adjacent, undisturbed, area needs to be proposed as part of the variance request.)

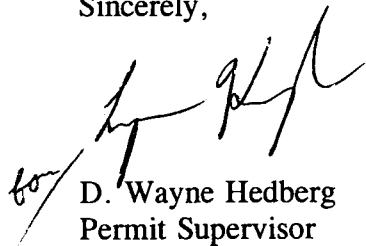
Please provide a written response to the Division by December 16, 1994. If the Division does not receive any variance requests, then we will accept the NOI as is, without

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variances being granted. Without these variances, you would be required to achieve all of the specified performance standards in the regulations upon reclamation of the mine site. Please reference the Division's file number S/043/017 with your response.

Please feel free to call Lynn Kunzler or me if you have any questions in this regard.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Wayne Hedberg", is written over the typed name. The signature is stylized with a large initial "D" and a long horizontal stroke.

D. Wayne Hedberg  
Permit Supervisor  
Minerals Regulatory Program

jb  
cc: Lynn Kunzler, DOGM  
S043017.smo